

STATE OF TENNESSEE
PUBLIC CHAPTER NO. 213
SENATE BILL NO. 235

By Gresham

Substituted for: House Bill No. 361

By Dennis, Rich, Bell

AN ACT to amend Tennessee Code Annotated, Title 70, Chapter 6, Part 2, relative to contraband property used in violation of the wildlife laws.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 70-6-201, is amended by deleting subdivision (c)(1) and substituting instead the following:

(c)(1) Upon conviction, the court or jury trying the case shall, except as provided in §§ 70-4-116 – 70-4-118, determine whether or not the things seized shall be declared contraband.

SECTION 2. Tennessee Code Annotated, Section 70-6-202, is amended by deleting subsection (d) and substituting instead the following:

(d) The court or jury determining whether a violation of § 70-4-116, § 70-4-117, or § 70-4-118, occurred shall also determine, in the same manner as provided in § 70-6-201, whether property seized pursuant to this section is contraband and should be forfeited to the state.

SECTION 3. This act shall take effect July 1, 2009, the public welfare requiring it.

PASSED: May 4, 2009



RON RAMSEY
SPEAKER OF THE SENATE



KENT WILLIAMS, SPEAKER
HOUSE OF REPRESENTATIVES

APPROVED this 18th day of May 2009



PHIL BREDESEN, GOVERNOR